

SECOND REGULAR SESSION

# SENATE BILL NO. 948

92ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR STEELMAN.

Pre-filed December 15, 2003, and ordered printed.

TERRY L. SPIELER, Secretary.

3471S.011

## AN ACT

To amend chapter 306, RSMo, by adding thereto one new section relating to the possession or use of glass containers within the banks of Missouri's navigable waterways, with penalty provisions.

*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Chapter 306, RSMo, is amended by adding thereto one new section, to be known as section 306.325, to read as follows:

**306.325. 1. Except for containers for substances prescribed by a licensed physician, no person shall possess or use glass containers for beverages within the banks of this state's navigable waterways, within a vessel.**

**2. All persons entering, traveling upon, or otherwise using this state's navigable waterways by canoe, kayak, inner tube, or other vessel easily susceptible to swamping, tipping, rolling, or otherwise discharging its contents into a waterway, and transporting a cooler, ice-box, or other container for foodstuffs and beverages shall:**

**(1) Assure that the container is made to seal, lock in the contents, or is sealed in a way to prevent the contents from spilling into the water;**

**(2) Carry and affix to the vessel, a container, or bag suitable for containing their refuse, waste, and trash materials and capable of being securely closed; the container or bag shall be of mesh construction;**

**(3) Transport all their refuse, waste, and trash to a place where the materials may be safely and lawfully disposed of;**

**(4) At all times other than when a beverage is securely contained as in subdivision (1) to (3) of this subsection, keep the beverage attached to or held within a floating holder or other device designed to prevent the beverage from sinking beneath the surface of the waterway; and**

**(5) A container shall not be required for those persons traveling without**

foodstuffs or beverages.

3. A violation of this section shall be a class A misdemeanor and each violation may be prosecuted as a separate offense.

4. For purposes of this section, "navigable waterway" means any navigable river, lake, or other body of water used, or susceptible to being used in its natural condition by canoe, kayak, innertube, or other vessel easily susceptible to swamping, tipping, or rolling, located wholly or partly within this state.

5. For purposes of this section "vessel" shall not include houseboat, party barge, runabout, ski boat, bass boat, or similar craft not easily susceptible to swamping, tipping, or rolling.

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